

REMARKS

Applicant thanks the examiner for his continued attention to the application and for the indication the Claims 3 –5 are allowed. Applicant has made additional amendments to claim 1 to even more particularly point out and distinctly claim the invention. The essential difference between applicant's invention and the references can be most clearly seen by referring to figure 5 of the present application and figure 4 of Miska. It can be seen from Miska that if the element 30 which corresponds to applicant's adjacent conductive metal surface, abrades the coating 52 on the surface of element 42 a discontinuity will be created thereby impairing the shielding effect of the gasket. In applicant's invention, to the contrary, as shown in figure 5, even if the conductive coating is completely abraded from the top of the peak, the adjacent conductive metal surface continues to contact the coating on the outwardly sloping sides of the peak and there is no break in the electrical continuity across the peak.


Applicant has amended Claim 1 to specifically recite that at least one peak is characterized by opposed outwardly sloping sides that converge toward the generally flat top, as specifically shown in figure 5 and to recite that if the metal coating is abraded from the top of the peak, contact will be maintained between the coating on the opposed outwardly sloping side and the adjacent metal surface.

In the interest of candor and full disclosure, applicant notes that this effect would appear to exist in Miska in the areas designated "A" on the attached copy of figure 4 of Miska, but would not occur in the areas designated "B" and continuity would not be maintained. Also, continuity would not be maintained in the case where there was abrasion of the opposite surface of Miska.

Each of the matters raised in the Office Action having been addressed, reconsideration and favorable action are requested.

Dated: August 13, 2004

Respectfully submitted,



Stephen B. Salai, Reg. No: 26,990
HARTER, SECREST & EMERY LLP
1600 Bausch & Lomb Place
Rochester, New York 14604
Telephone: 585-232-6500
Facsimile: 585-232-2152